IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Examiner: C. S. Rosenthal

Syed F.A. Hossainy et al.

Serial No.: 10/751,289 Art Unit: 1615

Filed: January 2, 2004

Title: COATING FOR IMPLANTABLE DEVICES AND METHOD OF FORMING THE SAME

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 C.F.R. §§1.97-1.98

Dear Examiner:

In accordance with the duty of disclosure under 37 C.F.R. §1.56 and pursuant to 37 C.F.R. §§1.97-1.98, Applicants hereby notify the U.S. Patent and Trademark Office of the references listed on the attached Form PTO-1449. According to a Notice signed July 11, 2003, the U.S. Patent and Trademark Office has waived the requirement under 37 C.F.R. § 1.98(a)(2)(i) for all patent applications filed after June 30, 2003. Since this patent application was filed after June 30, 2003, Applicants have not provided copies of the cited U.S. patents or the U.S. Patent Application Publications. Copies of the cited foreign patent documents and non-patent documents have been submitted herewith.

The submission of the listed documents is not intended as an admission that any such documents constitutes prior art against the claims of the present application. Applicants reserve the right to dispute the listed documents as prior art during examination. Furthermore, Applicants do not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application. The submission of this Supplemental Information Disclosure Statement is not to be

construed as a representation that a search has been made or that no other material information may exist.

The Examiner is requested to initial the enclosed Form PTO-1449 and return a copy thereof to the undersigned.

The present Supplemental Information Disclosure Statement is being submitted after receiving an Office Action and after three months of the filing date of the above-identified application. Therefore, please charge Deposit Account No. 07-1850 in the amount of $180.00 as specified in 37 C.F.R. §1.97(c) and 37 C.F.R. §1.17(p).

Date: August 25, 2005

Respectfully submitted,

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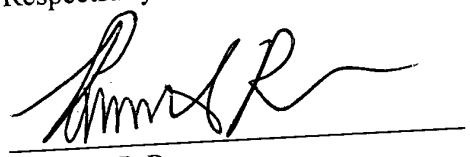

Bernard F. Rose
Attorney for Applicants
Reg. No. 42,112

FORM PTO-1449 (Modified) COMMERCE	US DEPARTMENT OF US Patent and Trademark Office	Docket No. 50623.363	Application No. 10/751,289
INFORMATION DISCLOSURE CITATION in an Application (Use several sheets if necessary)		Applicant: Syed F.A. Hossainy et al.	
		Filing Date: January 2, 2004	Group Art Unit: 1615

U.S. PATENT DOCUMENTS

Examiner Initial	Ref. No.	Document Number	Date of Patent	Name	Class	Subclass	Filing Date If Appropriate
	A1	2,072,303	3/2/37	Herrmann et al.	128	335.5	
	A2	3,929,992	12/30/75	Sehgal et al.	424	122	
	A3	4,151,413	4/24/79	Arnold	250	270	
	A4	4,316,885	2/23/82	Rakhit	424	122	
	A5	4,325,903	4/20/82	Wissbrun et al.	264	176 R	
	A6	4,650,803	3/17/87	Stella et al.	514	291	
	A7	5,100,883	3/31/92	Schiehser	514	183	
	A8	5,102,876	4/7/92	Caufield	514	183	
	A9	5,118,677	6/2/92	Caufield	514	183	
	A10	5,118,678	6/2/92	Kao et al.	514	183	
	A11	5,120,725	6/9/92	Kao et al.	514	183	
	A12	5,120,727	6/9/92	Kao et al.	514	183	
	A13	5,120,842	6/9/92	Failli et al.	540	452	
	A14	5,138,051	8/11/92	Hughes et al.	540	456	
	A15	5,151,413	9/29/92	Caufield et al.	514	63	
	A16	5,162,333	11/10/92	Failli et al.	514	291	
	A17	5,169,851	12/8/92	Hughes et al.	514	291	
	A18	5,221,740	6/22/93	Hughes	540	456	
	A19	5,258,389	11/2/93	Goulet et al.	514	291	
	A20	5,344,833	9/6/94	Hughes	514	291	
	A21	5,383,928	1/24/95	Scott et al.	623	1	
	A22	5,480,599	1/2/96	Leven et al.	264	53	
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	A25	5,583,139	12/10/96	Or et al.	514	291	
	A26	5,665,772	9/9/97	Cottens et al.	514	514	

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	A28	5,707,867	1/13/98	Glenn	435	375	
	A29	5,798,355	8/25/98	Steiner et al.	514	248	
	A30	5,843,960	12/1/98	Steiner et al.	514	317	
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	A32	5,897,911	4/27/99	Loeffler	427	2.25	
	A33	5,898,029	4/27/99	Lyons et al.	514	12	
	A34	5,912,253	6/15/99	Cottens et al.	514	291	
	A35	5,932,243	8/3/99	Fricker et al.	424	450	
	A36	5,962,007	10/5/99	Cooper et al.	424	426	
	A37	5,700,286	12/23/97	Tartaglia et al.	623	1	
	A38	5,985,890	11/16/99	Cottens et al.	514	291	
	A39	6,001,117	12/14/99	Huxel et al.	606	191	
	A40	6,013,621	1/11/00	Nishi et al.	514	2	
	A41	6,015,815	1/18/00	Mollison	514	291	
	A42	6,139,573	10/31/00	Sogard et al.	623	1.13	
	A43	6,143,037	11/7/00	Goldstein et al.	424	422	
	A44	6,200,985	3/13/01	Cottens et al.	514	291	
	A45	6,214,901	4/10/01	Chudzik et al.	523	113	
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	A54	6,713,119	3/30/04	Hossainy et al.	427	2.25	12/23/99

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Examiner Initial	Ref. No.	Document Number	Date of Publication	Name	Class	Subclass	Filing Date if Appropriate
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	A58	2002/0007215	1/17/02	Falotico et al.	623	1.21	5/7/01
	A59	2002/0016625	2/07/02	Falotico et al.	623	1.13	5/7/01

FOREIGN PATENT DOCUMENTS

Examiner Initial	Ref. No.	Document Number	Date of Publication	Country	Class	Subclass	Translation	
							Yes	No
	B1	11299901	11/02/99	Japan (Abstract)			X	
	B2	EP 0 323 042	7/05/89	EPO				
	B3	EP 0 401 747	12/12/90	EPO				
	B4	EP 0 414 632	2/27/91	EPO				
	B5	EP 0 475 230	3/18/92	EPO				
	B6	EP 0 978 288	2/09/00	EPO				
	B7	EP 1 036 562	9/20/00	EPO				
	B8	EP 1 064 942	1/03/01	EPO				
	B9	WO 95/31104	11/23/95	PCT				
	B10	WO 96/13273	5/09/96	PCT				
	B11	WO 96/40140	12/19/96	PCT				
	B12	WO 97/03654	2/06/97	PCT				
	B13	WO 97/31020	8/28/97	PCT				
	B14	WO 98/02441	1/22/98	PCT				
	B15	WO 98/04256	2/05/98	PCT				
	B16	WO 98/09523	3/12/98	PCT				
	B17	WO 98/10747	3/19/98	PCT				
	B18	WO 98/44921	10/15/98	PCT				
	B19	WO 98/44922	10/15/98	PCT				
	B20	WO 99/19471	4/22/99	PCT				
	B21	WO 99/19473	4/22/99	PCT				
	B22	WO 99/24036	5/20/99	PCT				
	B23	WO 99/39720	8/12/99	PCT				
	B24	WO 99/42104	8/26/99	PCT				
	B25	WO 99/44584	9/10/99	PCT				
	B26	WO 99/44597	9/10/99	PCT				
	B27	WO 99/60997	12/02/99	PCT				

	B28	WO 99/61040	12/02/99	PCT				
	B29	WO 00/09085	2/24/00	PCT				
	B30	WO 00/15208	3/23/00	PCT				
	B31	WO 00/24390	5/04/00	PCT				
	B32	WO 00/32234	6/08/00	PCT				
	B33	WO 00/32238	6/08/00	PCT				
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	B36	WO 00/38590	7/06/00	PCT				
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	B38	WO 00/42949	7/27/00	PCT				
	B39	WO 00/56247	9/28/00	PCT				
	B40	WO 00/57818	10/5/00	PCT				
	B41	WO 00/66122	11/09/00	PCT				
	B42	WO 00/71052	11/30/00	PCT				
	B43	WO 00/74665	12/14/00	PCT				
	B44	WO 01/14387	3/01/01	PCT				
	B45	WO 01/23395	4/05/01	PCT				
	B46	WO 02/058753	8/01/02	PCT				
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	B48	WO 03/082368	10/9/03	PCT				
	B49	WO 05/004945	1/20/05	PCT				

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	C2	Anonymous, *Appendix I – Glass Transition Temperature (T_g)* www.Dymax.com/pdf/SPIE-Paper-Apendix.pdf, printed 5/9/05 (2 pages).
	C3	Anonymous, *Differential Scanning Calorimetry*, http://www.pslc.ws/macrog/dsc.htm, printed 5/905 (8 pages).
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	C26	Fryer et al., *Dependence of the Glass Transition Temperature of Polymer Films on Interfacial Energy and Thickness*, Macromolecules 34(16):5627-5634 (2001).
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	C32	International Search Report and Written Opinion for PCT/US2004/017060, filed 5/28/04, mailed 12/30/04, 10 pgs.
	C33	Jacobsen et al., *Filling of Poly(Lactic Acid) With Native Starch,* Polymer engineering and Science, vol. 36, no. 22, pp. 2799-2804 (1996).
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	C49	*TECHSPRAY Product Information, HFE Flux Remover*, http://www.techspray.com/1686info.htm, printed 5/9/05 (2 pages).
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	C51	*Transplant 2001: Certican (Everolimus) Effective in Preventing Acute Rejection in Renal Transplantation*, http://www.docguide.com/dg.nsf/PrintPrint/A9A24F321A71712485256A4E00689824, printed 5/9/05 (2 pages).

EXAMINER	DATE CONSIDERED

EXAMINER: Initial if references considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

$ IFW

Please type a plus sign (+) inside this box → [+]

PTO/SB/21 (08-00)
Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/751,289
Filing Date	January 2, 2004
First Named Inventor	Syed F.A. Hossainy
Group Art Unit	1615
Examiner Name	C. S. Rosenthal
Attorney Docket Number	50623.363

Total Number of Pages in This Submission (excluding references): 11

ENCLOSURES *(check all that apply)*

- [x] Deposit Account 07-1850 Authorization
  - [ ] Fee Attached
- [ ] Amendment / Response
  - [ ] After Final
  - [ ] Affidavits/declaration(s)
- [x] Postage Paid Postcard
- [x] Information Disclosure Statement (in duplicate) (2 pages) with Form PTO-1449 (6 pgs) citing 159 References
- [x] Fee Transmittal (in duplicate)
- [ ] Recordation Form Cover Sheet
- [ ] Response to Missing Parts/ Incomplete Application
  - [ ] Response to Missing Parts under 37 CFR 1.52 or 1.53
- [ ] Assignment Papers *(for an Application)*
- [ ] Drawing(s) In/Formal ___ Sheets with Submission of Drawings Transmittal
- [ ] Licensing-related Papers
- [ ] Petition
- [ ] Petition to Convert to a Provisional Application
- [ ] Power of Attorney, Revocation Change of Correspondence Address
- [ ] Terminal Disclaimer
- [ ] Request for Refund
- [ ] CD, Number of CD(s) ____
- [ ] After Allowance Communication to Group
- [ ] Appeal Communication to Board of Appeals and Interferences
- [ ] Appeal Communication to Group *(Appeal Notice, Brief, Reply Brief)*
- [ ] Proprietary Information
- [ ] Status Letter
- [x] Other Enclosure(s): 100 References

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm *or* Individual name	Squire, Sanders & Dempsey L.L.P. Bernard F. Rose, Reg. No. 42,112
Signature	
Date	August 25, 2005

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in a box addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: August 25, 2005

Typed or printed name	Mary M. Padilla		
Signature	Mary M. Padilla	Date	August 25, 2005

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P.TO/SB/17 (12-04v2)
Approved for use through 07/31/2006. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL
For FY 2005

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT ($) 180.00

Complete if Known	
Application Number	10/751,289
Filing Date	01/02/2004
First Named Inventor	Syed F.A. Hossainy
Examiner Name	Rosenthal, Casey S.
Art Unit	1615
Attorney Docket No.	50623.363

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____

☑ Deposit Account Deposit Account Number: 07-1850 Deposit Account Name: Squire, Sanders & Dempsey

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☑ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, **except for the filing fee**

☑ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☑ Credit any overpayments

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FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

	FILING FEES		SEARCH FEES		EXAMINATION FEES		
		Small Entity		Small Entity		Small Entity	
Application Type	Fee ($)	Fee ($)	Fee ($)	Fee ($)	Fee ($)	Fee ($)	Fees Paid ($)
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee ($)	Small Entity Fee ($)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims _____ - 20 or HP = _____ Extra Claims x Fee ($) _____ = Fee Paid ($) _____

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims _____ - 3 or HP = _____ Extra Claims x Fee ($) _____ = Fee Paid ($) _____

HP = highest number of independent claims paid for, if greater than 3.

Multiple Dependent Claims: Fee ($) _____ Fee Paid ($) _____

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is $250 ($125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets _____ - 100 = _____ Extra Sheets / 50 = _____ Number of each additional 50 or fraction thereof (round up to a whole number) x Fee ($) _____ = Fee Paid ($) _____

4. OTHER FEE(S)

Non-English Specification, $130 fee (no small entity discount) Fees Paid ($) _____

Other (e.g., late filing surcharge): Submission of Information Disclosure Statement $180.00

SUBMITTED BY

Signature		Registration No. (Attorney/Agent) 42,112	Telephone (415) 954-0200
Name (Print/Type)	Bernard F. Rose		Date 25 Aug 05